

CERTIFICATE OF MAILING

I hereby certify that this **RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)** is being deposited with the United States Postal Service as first class mail in an envelope addressed to: MAIL STOP PCT, Commissioner of Patents, P.O. Box 1450, Arlington, VA 22313-1450 on 9/20, 2005.

Mary Ann Temesvari
Mary Ann Temesvari

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : Schule et al.

FOR : ANIMAL FOOD ADDITIVE AND ANIMAL FOOD CONTAINING SAID ADDITIVE

SERIAL NO. : 10/527,589

INTERNATIONAL FILING DATE : September 17, 2003

EXAMINER : Unknown

ART UNIT : Unknown

CONFIRMATION NO. : 9122

ATTORNEY DOCKET NO. : PSEE 200020

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

MAIL STOP PCT

Commissioner for Patents
P. O. Box 1450
Arlington, VA 22313-1450
Attn.: RO/US

Dear Sir:

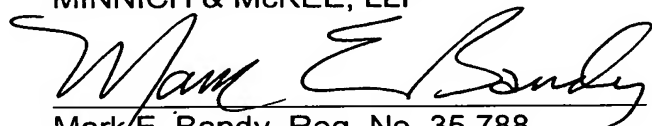
Responsive to the Notification of Missing Requirements (copy attached hereto) mailed August 25, 2005, Applicant(s) submit(s) an executed Declaration and Power of Attorney.

The \$130.00 fee in payment of the surcharge required under 37 CFR 1.16(e) for filing the Declaration later than the filing date of the application is authorized to be charged to a credit card. The appropriate form PTO-2038 is enclosed for this purpose. If the credit card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

September 29, 2005
Date


Mark E. Bandy, Reg. No. 35,788
1100 Superior Avenue, Seventh Floor
Cleveland, OH 44114-2579
216-861-5582

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Rec'd PCT/PTO 22 SEP 2005

RECEIVED Page 1 of 2
AUG 29 2005



UNITED STATES PATENT AND TRADEMARK OFFICE

FAY, SHARPE, FAGAN,
MINNICH & McKee

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/527,589	Steffen Schule	PSEE200020

INTERNATIONAL APPLICATION NO.
PCT/EP03/10320

IA. FILING DATE	PRIORITY DATE
09/17/2003	09/18/2002

Fay Sharpe Fagan Minnich & McKee
1100 Superior Ave., 7th Floor
Cleveland, OH 44114

CONFIRMATION NO. 9122
371 FORMALITIES LETTER
OC000000016860153
OC000000016860153

Date Mailed: 08/25/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 03/14/2005
- English Translation of the IA filed on 03/14/2005
- Copy of the International Search Report filed on 03/14/2005
- Copy of IPE Report filed on 03/14/2005
- Copy of Annexes to the IPER filed on 03/14/2005
- Preliminary Amendments filed on 03/14/2005
- Information Disclosure Statements filed on 03/14/2005
- U.S. Basic National Fees filed on 03/14/2005
- Priority Documents filed on 03/14/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.16(f) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

DOCKETED

- \$130 Surcharge.

Additionally the following defects have been observed:

- Annexes have not been entered because they are not a page per page substitution..

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DARRELL C COTTMAN

Telephone: (703) 308-9140 EXT 203

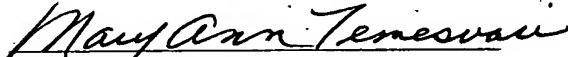
PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/527,589	PCT/EP03/10320	PSEE200020

Rec'd PCT/PTO 22 SEP 2004

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**SUBMISSION OF ENGLISH TRANSLATION OF
THE INTERNATIONAL PRELIMINARY EXAMINATION REPORT
AND ANNEXES**

MAIL STOP PCT
Commissioner for Patents
P. O. Box 1450
Arlington, VA 22313-1450
Attn.: RO/US

Dear Sir:

Enclosed for filing in the above-identified application is the English translation of the International Preliminary Examination Report and Annexes.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

September 20, 2005
Date

Mark E. Bandy

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1100 Superior Avenue, Seventh Floor
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